

IC 25-8-12.6

Chapter 12.6. Esthetician Shop License

IC 25-8-12.6-1

Licensure by board

Sec. 1. The board may issue a license to operate an esthetic salon.
As added by P.L.144-1990, SEC.4. Amended by P.L.184-1991, SEC.31.

IC 25-8-12.6-2

Qualifications for license

Sec. 2. To obtain an esthetic salon license, a person must:

- (1) select a site for the salon that, if located in the same building as a residence:
 - (A) is separated from the residence by a substantial partition; and
 - (B) has a separate entry;
- (2) obtain a building permit, certificate of occupancy, or other approval action required under IC 22-12 and IC 36-7-4 to operate the esthetic salon;
- (3) install the furnishings and obtain the salon equipment required under rules adopted by the board; and
- (4) submit a verified statement on a form prescribed by the board that the esthetic salon will be under the personal supervision of a person who holds an esthetician license under IC 25-8-12.5 and has at least six (6) months of active experience as an esthetician under IC 25-8-12.5 or as a cosmetologist under IC 25-8-9 before the application was submitted under this chapter.

As added by P.L.144-1990, SEC.4. Amended by P.L.184-1991, SEC.32.

IC 25-8-12.6-3

Waiver of shop license requirement

Sec. 3. The requirement for an esthetic salon license under section 2(4) of this chapter may be waived by the board if:

- (1) the applicant submits a verified petition for the waiver on a form prescribed by the board that:
 - (A) states the reasons for requesting the waiver; and
 - (B) is signed by two (2) persons who know the applicant and are familiar with the facts set forth in the petition; and
- (2) the board determines that the requirement would result in extreme hardship to the applicant if enforced.

As added by P.L.144-1990, SEC.4. Amended by P.L.184-1991, SEC.33.

IC 25-8-12.6-4

Issuance of license; applicant compliance and payment of fee

Sec. 4. The board may issue a license under this chapter if the applicant has:

(1) complied with section 2 of this chapter; and
(2) paid the fee for the license set forth in IC 25-8-13-5.
As added by P.L.144-1990, SEC.4. Amended by P.L.184-1991, SEC.34.

IC 25-8-12.6-5

Temporary license

Sec. 5. If:

- (1) the board cannot determine whether an applicant has complied with section 2 of this chapter at the time the application is filed; and
- (2) the board determines that the board will require more than fifteen (15) days to determine if the applicant has complied with section 2 of this chapter;

the board shall issue a temporary esthetic salon license to the applicant.

As added by P.L.144-1990, SEC.4. Amended by P.L.184-1991, SEC.35.

IC 25-8-12.6-6

Validity term of temporary license

Sec. 6. A temporary license issued under section 5 of this chapter is valid until the earlier of:

- (1) the date the board approves or denies the application for a license under this chapter; or
- (2) three (3) months from the date the temporary license is issued.

As added by P.L.144-1990, SEC.4.

IC 25-8-12.6-7

Exemption from licensure

Sec. 7. The board may not require an esthetician to obtain a license under this chapter if the esthetician has leased or subleased a portion of a cosmetology salon:

- (1) from a cosmetologist licensed under IC 25-8-7; and
- (2) that meets the requirements of section 2(3) of this chapter.

As added by P.L.144-1990, SEC.4. Amended by P.L.184-1991, SEC.36.

IC 25-8-12.6-8

Display of sign

Sec. 8. (a) A person holding a license issued under this chapter shall display a sign complying with standards prescribed by the board at the main public entrance to the esthetic salon.

(b) The sign must:

- (1) be clearly visible to a customer entering the establishment at the entrance; and
- (2) state in legible printing that the establishment is an esthetic salon.

As added by P.L.144-1990, SEC.4. Amended by P.L.184-1991,

SEC.37.